

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6756
BILL NUMBER: HB 1223

NOTE PREPARED: Jan 3, 2015
BILL AMENDED:

SUBJECT: Sentencing.

FIRST AUTHOR: Rep. Harman
FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill changes the crime of voluntary manslaughter from a Level 2 felony to a Level 1 felony.

Effective Date: July 1, 2015.

Explanation of State Expenditures: This bill is estimated to increase the number of full-time-equivalent offenders in Department of Correction (DOC) facilities at least by 2025 and continue increasing through FY 2045.

Range in New FTE Population in DOC Facilities by Raising Voluntary Manslaughter from Level 2 to Level 1							
	2016	2020	2025	2030	2035	2040	2045
Low	0	0	12	45	97	170	223
Median	0	2	22	79	151	210	252
High	2	8	33	100	195	264	298

The following table illustrates the sentencing ranges for Level 1 and Level 2 felonies.

Felony	Minimum	Advisory	Maximum
Level 2	10 years	17.5 years	30 years
Level 1	20 years	30 years	40 years

Additional Information – LSA used DOC commitment data for CY 2008 through CY 2013 to estimate the change in the offender population due to this bill. Both Level 1 and 2 felonies receive a 25% good time credit.

The average expenditure to house an adult offender was \$19,497 in FY 2014. (This does not include the cost of new construction.) If offenders can be housed in existing facilities with no additional staff, the marginal cost for medical care, food, and clothing is approximately \$3,210 annually, or \$8.77 daily, per prisoner. The estimated average cost of housing a juvenile in a state juvenile facility was \$89,956 in FY 2014.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected:

Information Sources: Department of Correction offender information system.

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